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PATENT & TRADEMARK OFFICE

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Docket No.: 1419.1045C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Takashi Kikuchikara et al.

Serial No. 10/678,258 Group Art Unit: 2834

Confirmation No. 3452

Filed: October 6, 2003 Examiner: Yahveh Comas

For: MOTOR AND ATTACHMENT STRUCTURE

REQUEST FOR REFUND

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

On or about April 5, 2005, the U.S. Patent and Trademark Office charged the undersigned firm's Deposit Account $180 for an Information Disclosure fee. It is believed that the charge related to the Information Disclosure Statement filed March 31, 2005 and related to Rule 1.97 C, i.e., filed after the first Office Action.

The IDS filed March 31, 2005 was filed after the first Office Action issued, however, the references cited therein had not been known prior to three months prior to filing the IDS, so the boxes 3(a) and 5(b) were checked in the IDS, which caused Rule 1.97 C (1) to control, and rendered the fee set by 1.97 C. (2) inapplicable.

It is respectfully requested that the $180 fee be refunded to the undersigned firm's Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 9/30/05

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